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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Pavel Hradil  
Serial No.: 10/680,966  
Filed: October 8, 2003  
For: A PROCESS FOR PREPARING  
R- AND S- ISOMERS OF (R)-5-2-  
((2-(2-ETHOXYPHENOXY)  
ETHYL) AMINO) PROPYL)-2-  
METHOXYBENZENESULFONAMIDE

Group Art Unit: 1755

Examiner: Aileen B. Felton

In reply to: Office Communication dated August 31, 2005

Mail Stop Amendment  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## CERTIFICATE OF FILING BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office on the date shown below to 571-273-8300  
3/23/06  
Date Kristina Black

**A PETITION UNDER 37 CFR 1.183 TO SUSPEND THE RULES AND  
WITHDRAW FROM PUBLICATION THE ABOVE-IDENTIFIED STATUTORY  
INVENTION REGISTRATION APPLICATION**

Sir:

Applicant hereby petitions the Commissioner to withdraw the above-identified application from publication. This application is due to be published April 4, 2006. The basis for the request is as follows:

- 1) Applicant did not receive from the United States Patent & Trademark Office the Notice of Intent to Publish Statutory Invention Registration mailed August 31, 2005. Applicant's attorney, on reviewing the United States Patent & Trademark Office public records, on or about March 7<sup>th</sup>, noticed that the paper was mailed August 31, 2005. It was never received by the undersigned.
- 2) A request for setting up an interference was filed in this application on December 9, 2004, when applicant submitted an Amendment and Request for Interference. Pages 1 and 4 of that paper are attached.

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Response dated March 23, 2006

Reply to Office communication of August 31, 2005

- 3) Applicant likewise requested an interference be set up on April 7, 2005 when a paper was again submitted to the Patent Office, a copy of which is attached.
- 4) The final rejection of this application was withdrawn and the file was forwarded to Art United 1755 prior to August 31, 2005. That Art Unit mailed the letter of August 31, 2005 which was not received by the undersigned.
- 5) Because of the need for the United States Patent & Trademark Office to address the issue of an Interference, applicant hereby requests that the application be withdrawn from publication.

If the Examiner wishes to contact the undersigned, (s)he may do so by calling collect.

In the event that any new fees or charges are required, authorization is hereby given to charge such fees to applicant's Deposit Account No 50-0852. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

REISING, ETHINGTON, BARNES, KISSELLE, P.C.



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Date: March 23, 2006